

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TRUSTEES OF THE SUBURBAN TEAMSTERS)	
OF NORTHERN ILLINOIS WELFARE AND)	
PENSION FUNDS,)	
)	
Plaintiffs,)	
)	Case No.: 2010 C 7501
v.)	
)	Judge Chang
)	
KK&J TRUCKING, now known as)	
TENACITY INVESTMENTS, LLC.,)	Magistrate Judge Kim
a limited liability corporation)	
)	
Defendant.)	

MOTION FOR JUDGMENT IN SUM CERTAIN

NOW COMES the Plaintiff, TRUSTEES OF THE SUBURBAN TEAMSTERS OF NORTHERN ILLINOIS WELFARE AND PENSION FUND, by and through its attorney, JOHN J. TOOMEY, ARNOLD AND KADJAN, and pursuant to FRCP 55 move for judgment in sum certain as stated in this Complaint and the supporting Affidavits attached hereto. In support of its Motion, Plaintiffs state as follows:

1. Suit was filed on November 22, 2010 for collection of delinquent contributions plus attorneys' fees, costs and interest under 29 U.S.C. 1132(g)(2).
2. Corporate service was made upon KK&J TRUCKING, now known as TENACITY INVESTMENTS, LLC., a limited liability corporation upon the Secretary of State on January 12, 2011 and a copy of the proof of service was filed with the court on January 14, 2011.
3. Defendant is now in default as to the Complaint and as supported by the attached Affidavits the sums due are:

\$588.90	Pension
\$770.00	Welfare
\$925.00	Attorneys fees
<u>\$450.00</u>	Court costs
\$2,733.90	

WHEREFORE, Plaintiff prays for:

1. Entry of judgment against Defendant, KK&J TRUCKING, now known as TENACITY INVESTMENTS, LLC., a limited liability corporation, and in favor of Plaintiffs, TRUSTEES OF THE SUBURBAN TEAMSTERS OF NORTHERN ILLINOIS WELFARE AND PENSION FUNDS in the amount of \$2,733.90.

TRUSTEES OF THE SUBURBAN TEAMSTERS
OF NORTHERN ILLINOIS WELFARE AND
PENSION FUNDS

s/John J. Toomey
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Dated: January 28, 2011